

## **MINUTES**

### **EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING**

**Tuesday, April 12, 2016**

**City Council Chamber**

**4:00 p.m.**

#### **PLEDGE OF ALLEGIANCE AND ROLL CALL**

Council President Kincaid called the meeting to order. The following members were present: Council Members Catherine Emmanuelle, Kerry Kincaid, David Klinkhammer, Eric Larsen, Monica Lewis, Kathy Mitchell, David Strobel, Tim Tewalt, Bob Von Haden, Andrew Werthmann, and Michael Xiong.

#### **CONSENT AGENDA**

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, April 12, 2016:

- Adopting the Consent Agenda.
- Approving Minutes of Regular Meeting of March 22, 2016.
- Granting new bartender licenses.
- Granting Change of Agent for the Class B Fermented Malt Beverage and Class C Wine license of Classic Garage, LLC., d/b/a The Classic Garage, 2111 3<sup>rd</sup> Street, from Alex P. Karrer to Richard Payton.
- Granting Change of Agent for the Combination Class A Fermented Malt Beverage and Intoxicating Liquor license of Target Corporation, d/b/a Target Store T1774, 3649 S. Hastings Way, from Amy C. Klaus to Erin K. Miller.
- Granting a Temporary Class B Fermented Malt Beverage license to St. Olaf Parish, Rev. Paul Hoffman, Pastor, on May 21 & 22, 2016, at 3220 Monroe Street, for St. Olaf Fun Fest.
- Authorizing Girls on the Run of the Chippewa Valley to conduct the Girls on the Run 5K on Saturday, May 14, 2016 in Owen Park and along city trails and sidewalks.
- Authorizing the Eau Claire Sports Commission to conduct the Color Run on Sunday, May 15, 2016 in Carson Park and along city trails and sidewalks.
- Authorizing the City Clerk to publish a notice of public discussion regarding the vacation of Mt. Nemo Avenue, from Shale Ledge Road to 130 feet north.

Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Tewalt “to adopt the consent resolution”. Said motion passed by unanimous vote.

#### **PROCLAMATIONS**

Council President Kincaid, on behalf of the City Council, proclaimed the month of April as Child Abuse Prevention Month in the City of Eau Claire and encouraged citizens to join in outreach efforts to reduce and prevent child abuse

Council President Kincaid, on behalf of the City Council, proclaimed the week of April 10 – 16 as 9-1-1 Telecommunicator Week in the City of Eau Claire.

Council President Kincaid, on behalf of the City Council, proclaimed the week of April 18-26 as Eau Claire Jazz Week in the City and encouraged residents to take part the festival events, including the headliner concerts and the 52<sup>nd</sup> Street event in Downtown.

### **LICENSING**

The City Council considered a resolution granting a Combination Class A Intoxicating Liquor & Fermented Malt Beverage license to Princeton Lodge, LLC., d/b/a Fairfield Inn and Suites Marriot, 1666 Princeton Crossing, Charles E. Langland, agent. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Von Haden “to adopt the resolution”. Said motion failed by the following vote: Aye: Council Members Lewis, Tewalt and Xiong. Nay: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell, Strobel, Von Haden and Werthmann.

Council Member Tewalt left the Council Chamber.

### **APPOINTMENTS**

The City Council considered a resolution approving the appointment of Elizabeth Griggs to the Transit Commission as a new appointment effective April 21, 2016 to fulfil an unexpired three-year term expiring June 30, 2017. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

Council Member Tewalt returned to the Council Chamber.

### **UNCOLLECTIBLE AND DELINQUENT ACCOUNTS**

The City Council considered a resolution authorizing the write-off of uncollectible accounts receivable and delinquent personal property taxes. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Mitchell “to adopt the resolution”. Said motion passed by unanimous vote.

### **HAYMARKET TRAIL GRANT**

The City Council considered a resolution authorizing accepting and appropriating a \$45,000 grant from the State of Wisconsin Department of Natural Resources for the development of the Haymarket Trail. Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Strobel “to adopt the resolution”. Said motion passed by unanimous vote.

### **PROPERTY ACQUISITION**

The City Council considered a resolution authorizing the acquisition of part of 10 West Madison Street. Thereupon a motion was offered by Council Member Lewis and seconded by Council Member Klinkhammer “to adopt the resolution”. Said motion passed by unanimous vote.

## **DOG PARK**

The Council considered a resolution authorizing the City to enter into a Lease Agreement with the Wisconsin Department of Transportation for 9.5 acres of land to be used for a future dog park on the City's southwest side. Thereupon a motion was offered by Council Member Tewalt and seconded by Council Member Larsen "to adopt the resolution". Said motion passed by unanimous vote.

## **MELBY STREET IMPROVEMENT PROJECT**

The City Council considered a Final Resolution approving the project and levying special assessments for street and utility improvements on Melby Street, N. Hastings Way to 115<sup>th</sup> Street (Project 16-100). The City Council had postponed action on this item at its February 23<sup>rd</sup> meeting. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Von Haden "to amend the resolution by removing water and sanitary sewer mains and local services from the project and providing a partial credit for the 2003 prior paving and special assessment of a portion of the current project area as indicated in Table 3 (amounts in Table 3 are estimates, final assessments will be issued based on actual project costs)". Said motion to amend passed by the following vote: Aye: Council Members Emmanuelle, Lewis, Strobel, Tewalt, Von Haden and Xiong. Nay: Council Members Kincaid, Klinkhammer, Larsen, Mitchell and Werthmann. Discussion on the resolution continued. Council then voted on the resolution as amended. Said resolution was adopted by the following vote: Aye: Council Members Emmanuelle, Kincaid, Klinkhammer, Lewis, Strobel, Tewalt, Von Haden and Xiong. Nay: Council Members Larsen, Mitchell and Werthmann.

Council Member Werthmann left the Council Chamber.

## **SYVERSON HOME PROJECT**

The City Council considered a resolution approving Special Zoning Permission as per Section 18.65.060 of the Zoning Code allowing a 42-unit CBRF to exceed the 16-person occupancy in an R-4 District and to be located within 2,500' of another CBRF for a memory care and elderly housing facility located at 816 Porter Avenue (Syverson Home) as shown on Planning File CBRF-1-16. Thereupon a motion was offered by Council Member Tewalt and seconded by Council Member Larsen "to adopt the resolution". Said motion passed by unanimous vote.

## **ZONING – MADISON STREET**

The Council considered an ordinance rezoning properties north of E. Madison Street, west of Putnam Street and south of Fay Street, from C-2 and C-3 to R-2 and CBDP and to adopt the General Development Plan for the existing uses on the property as shown on Planning File Z-1576-16. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Von Haden "to adopt the ordinance". Said motion passed by unanimous vote.

Council Member Werthmann returned to the Council Chamber.

## **ZONING**

The City Council had first reading on an ordinance amending the General Development Plan for C-3 MX zoned property for the Keystone Crossing Development to allow additional dwelling units as shown on Planning File Z-1534-13 Amd.

## **ADJOURNMENT**

A motion was offered by Council Member Mitchell and seconded by Council Member Klinkhammer “that this meeting does now adjourn without objection.” Said motion passed by unanimous voice vote.

Adjournment: April 12, 2016

Time: 6:08 p.m.

ATTEST:

/s/ Kerry J. S. Kincaid, President

/s/ Donna A. Austad, City Clerk